UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA FOURTH DIVISION

Christopher Hoese,

Court File No. 05-cv-1148 (MJD/JGL)

Plaintiff,

v. ORDER

UnitedHealth Group, Inc., a/k/a UnitedHealth Group, UnitedHealth Group, Inc.; and AT&T Wireless Service, Inc., now operating as Cingular Wireless, LLC,

Defendants.

Based upon the Stipulation of Dismissal signed by all the parties, filed via ECF with the Court on August 17, 2005,

IT IS HEREBY ORDERED, that the above matter be and the same is hereby dismissed with prejudice and on the merits, and without further costs to either party. There being no just reason for delay, the Clerk of Court is hereby ordered to enter such judgment at this time.

BEING NO JUST CAUSE FOR DELAY, LET JUDGMENT BE ENTERED ACCORDINGLY.

DATED: August 24, 2005

BY THE COURT:

s/ Michael J. DavisThe Honorable Michael DavisJudge of District Court